

FORM PTO-1390 (REV. 2-2005)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 9741-014-999	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371				U.S. APPLICATION NO. (if known, see 37CFR 1.5) To be assigned 107554703	
INTERNATIONAL APPLICATION NO. PCT/EP2004/000597		INTERNATIONAL FILING DATE January 24, 2004		PRIORITY DATE CLAIMED September 11, 2003	
TITLE OF INVENTION Antimycotic Nail Polish Formulations Comprising Substituted 2-Aminothiazoles as an Active Substance					
APPLICANT(S) FOR DO/EO/US Lang-Fugmann, Susanne					
Applicant herewith submits to the United States Designated/ Elected Office (DO/EO/US) the following items and other information:					
1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.					
2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.					
3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.					
4. <input checked="" type="checkbox"/> The U.S. has been elected (Article 31).					
5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)).					
<div style="margin-left: 40px;"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) </div>					
6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).					
<div style="margin-left: 40px;"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </div>					
7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))					
<div style="margin-left: 40px;"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. </div>					
8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).					
9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).					
10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).					
Items 11. to 20. below concern document(s) or information included:					
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.					
12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.					
13. <input checked="" type="checkbox"/> A preliminary amendment.					
14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.					
15. <input type="checkbox"/> A substitute specification.					
16. <input type="checkbox"/> A power of attorney and/or change of address letter.					
17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter 2 and 37 CFR 1.821- 1.825.					
18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).					
19. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).					
20. <input type="checkbox"/> Other items or information:					

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21. The following fees are submitted:

BASIC NATIONAL FEE:

☒ a) Basic national fee **\$300.00**

☒ b) Examination fee
 Was the International Preliminary Examination Report prepared by the USPTO and do all filed claims in this U.S. application satisfy provisions of PCT Article 33(1)-(4) (i.e., novelty, inventive step and industrial capability)?

☐ i) Yes (\$100.00) **\$200.00**

☒ ii) No (\$200.00)

☒ c) Search fee.....
 Was the USPTO the International Searching Authority?.....

☐ i) Yes (\$100.00).....

ii) If no:

☒ (a) An International Search Report will be provided to the USPTO on or before payment of the search fee. (\$400.00)..... **\$400.00**

☐ (b) No International Search Report will be provided to the USPTO. (\$500.00).....

TOTAL OF CALCULATIONS =

	\$	\$900.00
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☐ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing of computer programs listing filed in electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number).	RATE
0 -100	0 /50		x 250.00

Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).	\$	\$0.00
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CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE X	
Total Claims	24 - 20	5	x \$50.00	\$200.00
Independent Claims	2 - 3	0	x \$200.00	= \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ 360.00	\$0.00
TOTAL OF ABOVE CALCULATIONS=				= \$ 1100.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 50%				- \$ 0.00
SUBTOTAL =				\$ 1100.00
Surcharge of \$130.00 for furnishing the English Translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$0.00
TOTAL NATIONAL FEE				= \$ 1100.00
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). 0 x \$40.00 per property				\$ 0.00
TOTAL FEES ENCLOSED				= \$ 1100.00
				Amount to be refunded:
				charged:

a. ☐ A check in the amount of \$ to cover the above fees is enclosed.

b. ☒ This is an estimate of the fees due. Please charge Deposit Account No. 50-3013 to cover the required fees. A copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Note: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the International Application to pending status.

22. ☐ Other instructions

23. ☒ All correspondence for this application should be mailed to JONES DAY 20582

24. ☐ All telephone inquiries should be made to

Anthony M. Insogna NAME	 SIGNATURE	By: Hoon Choi (Att. Reg. No. 60209) 35,203 REG. NO.	October 26, 2005 DATE
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